

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2006**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., O'Leary, J. and Ikola, J. Orlando Duarte deputy clerk attending.

G036818 MARVIN ZULZUF
 v.
 JAMES THOMAS et al.

Merits. Cause called. Marvin Zulzuf argued in pro per. Douglas J. Pettibone argued for respondents. Cause submitted.

G035820 MATTHEW STEENHUYSE et al.
 v.
 CITY OF FULLERTON

Merits. Cause called. M. Lois Bobak argued for appellant. Harold M. Stanley argued for respondents. Cause submitted.

G035306 RIMA JONES
 v.
 LAW OFFICES OF
 JONATHAN WINTERS

Merits. Cause called. Appellant not present. Jonathan D. Winters argued for respondent. Cause submitted.

G034963 JOSEPH CIRAULO et al.,
 v.
 CITY OF NEWPORT BEACH

Merits. Cause called. Kevin E. Monson argued for appellants. Philip D. Kohn argued for respondent. Cause submitted.

G035793 JOSEPH CIRAULO et al.
 v.
 CITY OF NEWPORT BEACH

Merits. Cause called. Kevin E. Monson argued for appellants. Philip D. Kohn argued for respondent. Cause submitted. Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2006 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P.J., Moore, J. and Ikola, J. Orlando Duarte deputy clerk attending.

G037269 MAUREEN MANFER
 v.
 SAMUEL MANFER

Merits. Cause called. Gary S. Gorczyca argued for appellant. Joseph Angelo argued for respondent. Cause submitted.

G035702 SUSAN HERRON
 v.
 JACK L. HERRON

Merits. Cause called. Frances Diaz argued for appellant. Steven E. Briggs argued for respondent. Cause submitted.

G035832 CLINTON M. HOOSE, Jr.
 v.
 ROBERT B. BEAUCHAMP

Merits. Cause called. Robert Beauchamp argued for appellant. Richard G. Heston argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2006 (cont'd)**

G037173 ORANGE COUNTY
 SOCIAL SERVICES AGENCY
 v.
 ALEJANDRO M.

Order filed. The above entitled is ordered submitted this date.
Sills, P.J.

G036476 In re RANDY SODERSTROM
 On Habeas Corpus

Order filed. The above entitled is ordered submitted this date.
Sills, P.J.

G034723 THE PEOPLE
 v.
 RANDY LEE SODERSTROM

Order filed. The above entitled is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2006**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., Moore, J. and Ikola, J. Shahira Naqshbandy deputy clerk attending.

G035993 EDMON A. GUIRGUIS
 v.
 MEGAN E. DACEY ET AL.

Merits. Cause called. Edmon A. Guirguis argued for appellant in propria persona. Christopher P. Wesierski argued for respondent. Cause submitted.

G036889 JUDY DIEP
 v.
 MICHELLE DIEP

Merits. Cause called. Stephen Yang argued for appellant. Allan E. Perry argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2006 (cont'd)**

G034978	THE PEOPLE v. RENEE TAIYEAN AU Opinion filed. Judgment affirmed. We concur: Sills, P.J. Aronson, J.	Not for publication Rylaarsdam, J.
G035711	THE PEOPLE v. RENEE TAIYEAN AU Opinion filed. Reversed and remanded. We concur: Sills, P.J. Aronson, J.	Not for publication Rylaarsdam, J.
G034489	THE PEOPLE v. GERALD ROBERT PLESHE Opinion filed. Judgment affirmed. We concur: Sills, P.J. Aronson, J.	Not for publication Rylaarsdam, J.
G036173	THE PEOPLE v. BINH THANH MA Opinion filed. Affirmed as modified. We concur: Bedsworth, Acting P.J. O'Leary, J.	Not for publication Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2006**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Moore, J., Aronson, J. and Fybel, J. Antoinette Cajigal deputy clerk attending.

G036191 THE PEOPLE
 v.
 THEODORE V. KOZIAR

Merits. Cause called. Anna M. Jauregui argued for appellant. Ron Jakob, Deputy Attorney General argued for respondent. Cause submitted.

G035381 THE PEOPLE
 v.
 JOHN W. LAMBROSE

Merits. Cause called. Cynthia Sorman argued for appellant. Robert Foster, Deputy Attorney General argued for respondent. Cause submitted.

G036712 MUNICIPAL WATER DISTRICT OF ORANGE COUNTY
 v.
 CALIFORNIA PUBLIC EMPLOYEES RETIREMENT ET AL.

Merits. Cause called. Janet R. Morningstar argued for appellant. Rory J. Coffey argued for respondent, California Public Employees Retirement and Scott R. Albrecht argued for respondent, Hunter T. Cook. Cause submitted.

G034968 ROBERT MCWHIRK ET AL.
 v.
 CALIFORNIA HOUSING FINANCE AGENCY

Merits. Cause called. Robert M. Mason III argued for appellants. Richard W. Buckner argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2006 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Fybel, J. and Ikola, J. Antoinette Cajigal deputy clerk attending.

G035275 APRIL HOBBS
 v.
 ROTH STAFFING COMPANIES, INC. ET AL.

Merits. Cause called. Joseph Antonelli argued for appellant. Timothy M. Freudenberger argued for respondents. Cause submitted.

G036532 JOSEPH CARROLL
 v.
 TRUTHIN HOME LOANS, INC., ET AL.

Merits. Cause called. Wendy C. Lascher argued for appellant. Larry C. Baron argued for respondents. Submission deferred to allow letter briefs to be filed by the parties, on November 3, 2006, by 4 p.m. To be submitted on November 3, 2006.

G036911 RODNEY J. ALCALCA
 v.
 SUPERIOR COURT; THE PEOPLE

Merits. Cause called. Richard L. Schwartzberg argued for petitioner. Brian N. Gurwitz, Deputy District Attorney argued for real party in interest, The People. Submission deferred, to allow additional briefing. Petitioner's brief shall be file on October 30, 2006. Real party in interest responsive brief shall be file on November 9, 2006. Petitioner's reply brief shall be file on November 17, 2006. Cause to be submitted on November 17, 2006, when the reply brief is filed.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2006 (cont'd)**

G035993 EDMON AWAD GUIRGUIS Not for publication
 v.
 MEGAN E. DACEY et al.

Opinion filed. Judgment affirmed.

Bedsworth, Acting P.J.

We concur: Moore, J.
 Ikola, J.

G036240 MARCY A. DOLIVA Not for publication
 v.
 MARK J. DOLIVA

Opinion filed. The order is affirmed.

Ikola, J.

We concur: Bedsworth, Acting P.J.
 O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2006**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Aronson, J., and Fybel, J. Antoinette Cajigal deputy clerk attending.

G035574 SUSANNE BALL
 v.
 CINGULAR WIRELESS LLC

Merits. Cause called. Anthony A. Ferrigno argued for appellant. Donald M. Falk argued for respondent. Cause submitted.

G036923 MERCEDES LEZAMA
 v.
 HOUSEHOLD FINANCE CORPORATION ET AL.

Merits. Cause called. Jeffrey N. Wilens argued for appellant. Lisa M. Simonetti argued for respondent, Household Finance Corporation. Timothy Johnson argued for respondent, Collins Financial Services, Inc. Daniel J. McLoon argued for respondent, Experian Information Solution. Cause submitted.

Court declared.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2006 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J. and Aronson, J. Antoinette Cajigal deputy clerk attending.

G034936 DAVID B. OKUN ET AL.
 & v.
G035376 ANN R. MILES

Merits. Cause called. No appearance by appellant. Christopher C. Lewi argued for respondent. Cause submitted.

G036610 GAIL DERRIG
 v.
 PEARSE DERRIG

Merits. Cause called. Brian G. Saylin argued for appellant. Richard A. Derevan argued for respondent. Cause submitted.

G035928 ELISA L. COE
 v.
 ANNA'S LINENS COMPANY

Merits. Cause called. Robert M. Dato argued for appellant. Lawrence R. Cagney argued for respondent. Cause submitted.

G037086 ORANGE COUNTY SOCIAL SERVICES AGENCY ET AL.
 v.
 RYAN D.

Merits. Cause called. Niccol Kording argued for appellant. Paula A. Whaley, Deputy County Counsel argued for respondent Orange County Social Services Agency, Nicole Williams argued for respondent, the minor. Cause submitted.

G036235 JAMES LALIBERTE ET AL.
 v.
 PACIFIC MERCANTILE BANK

Merits. Cause called. H. Scott Leviant argued for appellants. David Huebner argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2006 (cont'd)**

G034995 NIGUEL RIDGE HOMOWNERS ASSOCIATION
 v.
 AMERICAN INTERNATIONAL SPECIALTY LINES
 INSURANCE COMPANY ET AL.

Merits. Cause called. Herb Fox argued for appellant. Daniel Gonzalez argued for respondent American International Specialty Lines Insurance Company and Carol Boyd argued for respondent Participating London Underwriters. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2006 (cont'd)**

G036145 SWH CORPORATION Not for publication
 v.
 SELECT INSURANCE COMPANY

Order filed. Modification of opinion; denial of petition for rehearing; denial of request for publication; no change in judgment.

Fybel, J.

We concur: Rylaarsdam, P.J.
 Aronson, J.

G032770 THE PEOPLE Not for publication
 v.
 JOHN FRANKLYN WATKINS

G035971 In re JOHN FRANKLYN WATKINS
 on Habeas Corpus

Order filed. Modification of opinion; denial of petition for rehearing; denial of request for judicial notice; no change in judgment.

Bedsworth, J.

We concur: Sills, P.J.
 Fybel, J.

G035401 JOHNNY P. TOURINO
 v.
 LAGUNA TERRACE PARK et al.

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G035729 THE PEOPLE Not for publication
 v.
 OSCAR RODRIGUEZ

Opinion filed. Affirmed and remanded, with directions.

Aronson, J.

We concur: Sills, P.J.
 Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2006 (cont'd)**

G035213 KAREN LINN PHIPPS
 v.
 FRANK CARL BARNES

Not for publication

Opinion filed. Motion to augment denied. Appeal dismissed.

Rylaarsdam, Acting P.J.

We concur: Aronson, J.
 Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J. and Fybel, J. Antoinette Cajigal deputy clerk attending.

G036263 THE PEOPLE
 v.
 ABELINO S. ESTRADA

Merits. Cause called. Jeffrey N. Neddelman argued for appellant. Christopher Beesley, Deputy Attorney General argued for respondent. Cause submitted.

G036556 STEVEN VALBUENA
 v.
 JAS PACIFIC, INC., ET AL.

Merits. Cause called. Paul Marks argued for appellant. Dale W. Young argued for respondents. Cause submitted.

G036653 ARTHUR MASAOKA
 v.
 SAMUEL HERRERA ET AL.

Merits. Cause called. Richard A. Derevan argued for appellants. Arthur Masaoka argued in propria persona. Cause submitted.

G036317 ROBERT REGGIO
 v.
 NIEGEL GOONETILLEKE ET AL.

Merits. Cause called. Peter L. Nisson argued for appellants. Richard J. Radcliffe argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006 (cont'd)**

G036567 THE PEOPLE
 & v.
G037214 GORDON BODKIN

Merits. Cause called. Jaime L. Popper argued for appellant. Robert Foster, Deputy Attorney General argued for respondent. Submission deferred to allow additional briefing. Respondent to file letter brief by 4:00 p.m. on November 3, 2006. Appellant's reply letter brief to be file by 4:00 p.m. on November 17, 2006. Matter to be submitted on November 17, 2006.

G033931 THE PEOPLE
 v.
 TAHIR SAEED SHERANI

Merits. Cause called. Christine Vento argued for appellant. Felicity Senoski, Deputy Attorney General argued for respondent. Submission deferred to allow additional briefing. Appellant to file letter brief by 4:00 p.m. on November 9, 2006. Respondent to file response letter brief by 4:00 p.m. on November 30, 2006. Appellant may file a reply letter brief by 4:00 p.m. on December 14, 2006. Parties may also file a request for oral argument when they file their letter briefs. If no request for oral argument filed the matter will be submitted on December 14, 2006.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006 (cont'd)**

G036595 THE PEOPLE
v.
ALEXANDER L.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G035844 THE PEOPLE
v.
PONCIANO MURILLO

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036367 THE PEOPLE
v.
JOSEPH CARMİ

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G035356 THE PEOPLE
v.
GUILLERMO BERNABE

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036440 THE PEOPLE
v.
LON DAVENPORT

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006 (cont'd)**

G035944 THE PEOPLE
G036183 v.
TOM MACMANUS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036194 THE PEOPLE
v.
DANIEL BOY SALINAS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036462 RUSSELL S. PROCTOR
v.
CHRISTOS GEORGIDAS et al.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036153 THE PEOPLE
v.
CHARLES DRAYTON

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036493 THE PEOPLE
v.
ANTHONY WILLIAM TRANI

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006 (cont'd)**

G036511 THE PEOPLE
v.
THOMAS DICKSON

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G035265 THE PEOPLE
G035426 v.
JAVIER BRITO et al.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G035684 THE PEOPLE
v.
McKINLEY PIRECE ATKINS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036210 THE PEOPLE
v.
JAMES HAROLD CAREY

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G036609 THE PEOPLE
v.
RUBEN GONZALES

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 20, 2006 (cont'd)**

G035533 THE PEOPLE

Not for publication

v.

HUMBERTO FARIAS and
GERARDO GUERRERO

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Sills, P.J.
Fybel, J.